

### **Notice and Acknowledgment**

WHEREAS, Georgia W. Yocum and her spouse S. Dewey Yocum conveyed one-half interest in property located in Knox County, Location 16, Township 5 North, Range 9 West, Widner Township ("the Property") to The Nature Conservancy ("TNC") in 1980 ("Yocum Conveyance"), recorded by the Knox County Recorder in September 1980, Deed Book , Page ;

WHEREAS, the Yocum Conveyance provided that the Property shall be forever held as a nature preserve for scientific, education, and esthetic purposes, and shall be kept in its natural state;

WHEREAS, French H. Willis and his spouse Elizabeth L. Willis, conveyed one-half interest in the Property to TNC in 1980 ("Willis Conveyance"), recorded by the Knox County Recorder in October 1980, Deed Book 212, Page 30;

WHEREAS, the Willis Conveyance provided that the Property shall be forever held as a nature preserve for scientific, education, and esthetic purposes, and shall be kept in its natural state;

WHEREAS, TNC conveyed its entire interest in the Property to the Indiana Department of Natural Resources ("DNR") in 1981 ("TNC Conveyance"), recorded by the Knox County Recorder in January 1981, Deed Book 213, Page 614.

WHEREAS, the TNC Conveyance provided that the Property shall be forever held as a nature preserve for scientific, education, and esthetic purposes, and shall be kept entirely in its natural state;

WHEREAS, the DNR, through its Division of Nature Preserves, has maintained the Property since the TNC Conveyance in 1981;

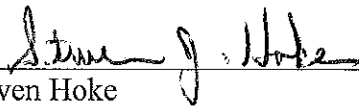
WHEREAS, French H. Willis, Elizabeth L. Willis, Georgia W. Yocum, and S. Dewey Yocum are deceased and Steven Hoke is a member of the Willis, Yocum and Hoke families;

WHEREAS, Steven Hoke and the DNR ("the Parties") have reviewed the Yocum Conveyance, the Willis Conveyance, and the TNC Conveyance;

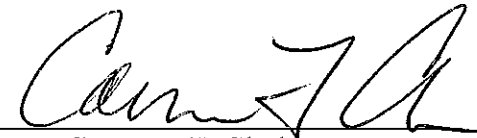
WHEREAS the Parties are aware that there is a significant amount of raw coal located approximately 200 feet below the Property;

WHEREAS, Indiana Code § 14-35 governs the extraction of natural resources from state-owned property; and

WHEREAS, Steve Hoke, as a descendant of Yocum's and Willis's, hereby acknowledges that he has been given notice of the planned extraction of coal, that he does not believe the underground mining of the property will have an adverse effect on the continued use of the property for scientific, education, or esthetic purposes, and that he does not object to the extraction of the coal by underground methods as long as there is no use of the surface of the real estate.

  
Steven Hoke

Date: Sept 17, 2014

  
Cameron F. Clark  
DNR Director

Date: 9-18-14